# IN THE UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI EASTERN DIVISION

| MONSANTO COMPANY and           | ) |                            |
|--------------------------------|---|----------------------------|
| MONSANTO TECHNOLOGY LLC,       | ) |                            |
|                                | ) |                            |
| Plaintiffs,                    | ) |                            |
|                                | ) |                            |
| VS.                            | ) | Case No. 4:09-cv-00686-ERW |
|                                | ) |                            |
| E.I. DUPONT DE NEMOURS AND     | ) |                            |
| COMPANY and                    | ) |                            |
| PIONEER HI-BRED INTERNATIONAL, | ) |                            |
| INC.,                          | ) |                            |
|                                | ) |                            |
| Defendants.                    | ) |                            |

# WITHDRAWAL OF MONSANTO'S SECOND MOTION TO COMPEL

Plaintiffs, Monsanto Company and Monsanto Technology LLC (collectively "Monsanto"), hereby withdraw Monsanto's Second Motion to Compel filed on November 23, 2010 [Docket # 458], without prejudice to refile such motion should the parties be unable to resolve the discovery disputes that are the subject of Monsanto's motion.

Dated: November 30, 2010

Respectfully submitted,

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## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the 30th day of November, 2010, the foregoing was filed electronically with the Clerk of the Court for the United States District Court for the Eastern District of Missouri, Eastern Division, and was served by operation of that Court's electronic filing system, upon the following:

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